

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE/OPELOUSAS DIVISION

UNITED STATES OF AMERICA
vs.
HOANG NGUYEN

CRIMINAL NO. 07-CR-60055-01
JUDGE MELANÇON
MAGISTRATE JUDGE HILL

MINUTES OF COURT

(INITIAL APPEARANCE/ARRAIGNMENT)

Date: March 26, 2009
Court Opened: 4:18 p.m.
Court Adjourned: 4:32 p.m.
Recorded: FTR Courtroom 6

Presiding: Mag. Judge Hill
Courtroom Deputy: Greta B. Roaix
Statistical Time: 00:15
Pretrial Services Officer: Kathryn Williams

APPEARANCES

James T. McManus, AUSA for plaintiff
Carol Whitehurst, AUSPD, for the defendant

PROCEEDINGS:

Before Court Opened:

☐ Defendant Failed to Appear

☐ Interpreter sworn

☒ Defendant Interviewed by Pretrial Services Officer

☐ Defendant Refused To Be Interviewed

☒ Defendant Completed Financial Affidavit for Appointment of Counsel

☒ Defendant provided with Charging Document(s)

INITIAL APPEARANCE ON: ☐ Bill of Information ☐ Complaint ☒ Indictment

☐ Violation of Probation/Supervised Release ☐ Arrest for Failure To Appear

☒ Defendant Sworn

☒ Defendant Advised of Charges, Maximum Penalties & Rights

☐ Identity Hearing ☐ Waived ☐ Held ☐ Set For _____

☐ Preliminary Examination ☐ Waived ☐ Held ☐ To be set in The _____

☐ Arraignment Set for _____

BAIL DETERMINATION/CUSTODY STATUS

☒ Pretrial Services Report Provided to Defendant

☐ Detention hearing:

☐ Requested by government

☐ Requested by court

☐ Continuance requested by government

☐ Continuance requested by defendant

☐ Detention hearing ☐ Held ☐ Waived ☐ To be set in the

☒ Appearance & Compliance Bond

☐ Order of Detention signed (AO472)

☒ Order setting conditions of release

☐ Defendant Released, ☐ Defendant In Custody, Bond Not Made

☐ Defendant In Custody Pursuant to Order of Temporary Detention Pending Hearing

☐ Previous Order of Detention Continued

☐ Previous Order Setting Conditions of Release Continued Without Change

☐ Issue of bail taken under advisement by the judge

ARRAIGNMENT

☒ Reading Waived ☐ Indictment Read ☒ Not Guilty Plea Entered

TRIAL SET AT 9:30 AM ON May 8, 2009 BEFORE Judge Melançon

PRETRIAL CONFERENCE SET AT 1:30 PM ON May 1, 2009 BEFORE Judge Melançon
MINUTES OF COURT (USA vs. Hoang Nguyen)

FILINGS:

- ☒ Order of Appointment Counsel
- ☒ Minute Entry setting motions filing deadline
- ☒ Criminal Scheduling Order
- ☒ Appearance & Compliance Bond
- ☒ Order Setting Conditions of Release
- ☐ Waiver of Rule 40 Hearings(excluding probation cases)(AO466)
- ☐ Commitment to Another District (AO94)
- ☐ Order of Temporary Detention Pending Bail Hearing(AO470)
- ☐ Order of Temporary Detention To Permit Revocation of Conditional Release, Deportation or Exclusion (AO471)
- ☐ Waiver of Preliminary Examination or Hearing(AO468)

COMMENTS:

The defendant appeared on this date for an initial appearance and arraignment with court appointed counsel, Carol Whitehurst, AUSPD. The defendant was advised of his right to counsel, the maximum penalty as to all counts and his right to remain silent. The defendant waived a formal reading of the indictment and entered a plea of not guilty to all counts.

Accordingly, the Court, having considered the pretrial services report, entered an order setting conditions of release and an appearance and compliance bond in the amount of \$50,000, unsecured.

Counsel are advised that if it is determined that the trial date violated the speedy trial act, a motion to reset the trial date shall be filed immediately and counsel are to notify the trial Judge in the event of any conflicts with the trial date.



C. MICHAEL HILL
UNITED STATES MAGISTRATE JUDGE